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Ever.Ag, LLC

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

Ever.Ag, LLC, a Delaware Limited Liability
Company,

Plaintiff,

vs.

MILK MOOVEMENT, INC., a foreign
Corporation, and MILK MOOVEMENT,
LLC, a Delaware Limited Liability
Company,

Defendants.

Case No. 2:21-cv-02233-WBS-AC

**EVER.AG, LLC'S WITHDRAWAL OF
NOTICE OF MOTION AND MOTION TO
COMPEL CALIFORNIA DAIRIES INC.'S
FURTHER RESPONSES AND
PRODUCTION OF DOCUMENTS
[ECF 445]**

Action filed: December 2, 2021

Trial Date: June 11, 2024

MILK MOOVEMENT, INC., a foreign
Corporation,

Counterclaimant,

vs.

Ever.Ag, LLC, a Delaware Limited Liability
Company,

Counterdefendant.

*Magistrate Judge Allison Claire,
Ct. 26, 8th Floor - Sacramento*

TO THE COURT, ALL PARTIES, AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that Plaintiff and Counterdefendant Ever.Ag, LLC

(“Ever.Ag”) hereby withdraws its Notice of Motion and Motion to Compel California Dairies Inc.’s (CDI) Further Responses and Production of Documents (the “Motion”) (ECF No. 445). Pursuant to this Court’s Order on September 19, 2023 (ECF No. 446), Ever.Ag’s Motion was re-set for hearing on the papers on October 11, 2023, and pursuant to this Court’s Order on September 28, 2023 (ECF No. 456), the Joint Statement for the Motion was set to be due October 4, 2023.

The parties continued to meet and confer regarding the subject matter of the Motion and have reached an agreement on the subject of the motion. Therefore, Ever.Ag, LLC hereby respectfully withdraws the Motion without prejudice.

Dated: October 4, 2023

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